

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

ERIK MATTSON,

Plaintiff,

v.

UNITED MORTGAGE CORPORATION,

Defendant.

No. 3:18-cv-00996-YY

OPINION AND ORDER

BAGGIO, District Judge:

On September 16, 2024, Magistrate Judge Youlee Yim You issued her Findings and Recommendation (“F&R”) [ECF 62], recommending that this Court grant Defendant’s Motion to Deny Class Certification [ECF 51]. Plaintiff Erik Mattson (“Plaintiff”) objected [ECF 68] and Defendant United Mortgage Corporation (“Defendant”) responded [ECF 72]. This Court ADOPTS Judge You’s F&R [ECF 62].

DISCUSSION

The magistrate judge makes only recommendations to the court, to which any party may file written objections. 28 U.S.C. § 636(b)(1)(C). If a party objects, the court “shall make a de novo determination of those portions of the report or specified proposed findings or recommendation to which objection is made.” *Id.* § 636(b)(1)(C). The court is not, however, required to review, de novo or under any other standard, the factual or legal conclusions of the

magistrate judge as to those portions of the F&R to which no objections are addressed. *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Ramos*, 65 F.4th 427, 433 (9th Cir. 2023). While the level of scrutiny that the court applies to its F&R review depends on whether a party has filed objections, the court is free to accept, reject, or modify any part of the F&R. 28 U.S.C. § 636(b)(1)(C); *see also Thomas*, 474 U.S. at 154.

The Court has carefully considered Plaintiff's objections and concludes that there is no basis to modify the F&R. The Court has also reviewed the pertinent portions of the record *de novo* and finds no error in the Magistrate Judge's F&R.

CONCLUSION

The Court ADOPTS Judge You's Findings and Recommendation [ECF 62]. Therefore, Defendant's Motion to Deny Class Certification [ECF 51] is GRANTED.

IT IS SO ORDERED.

DATED this 14th day of November, 2024.

Amy M. Baggio

AMY M. BAGGIO
United States District Judge